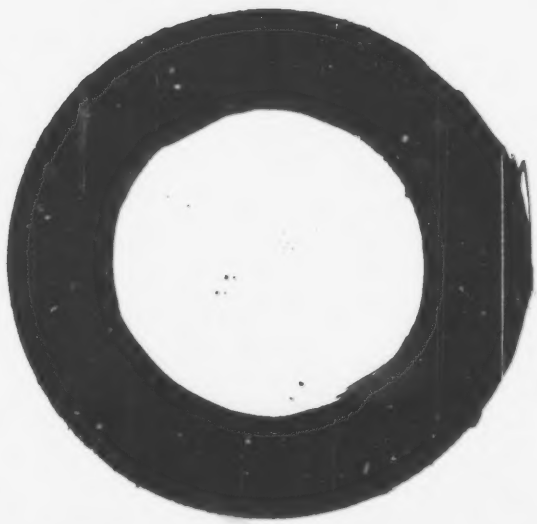

UNITED
NATIONS

A

General Assembly

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GENERAL

A/RES/45/140
21 February 1991

Forty-fifth session
Agenda item 107

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/45/763)]

45/140. Office of the United Nations High Commissioner for Refugees

A

The General Assembly,

Having considered the report of the United Nations High Commissioner for Refugees on the activities of his Office, 1/ as well as the report of the Executive Committee of the Programme of the High Commissioner on the work of its forty-first session, 2/ noting the statement made by the Officer-in-Charge of the Office of the High Commissioner on 15 November 1990, 3/ and having considered the report of the Secretary-General on the International Conference on Indo-Chinese Refugees, 4/

Recalling its resolutions 44/137 and 44/138 of 15 December 1989,

Reaffirming the purely humanitarian and non-political character of the activities of the Office of the High Commissioner, as well as the fundamental

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1/ Official Records of the General Assembly, Forty-fifth Session, Supplement No. 12 (A/45/12).

2/ Ibid., Supplement No. 12A (A/45/12/Add.1).

3/ See A/C.3/45/SR.43.

4/ A/45/449.

READEX FICHE

importance of the High Commissioner's international protection function and the need for States to co-operate with the High Commissioner in the exercise of this primary and essential responsibility,

Noting with satisfaction that one hundred and seven States are now parties to the 1951 Convention 5/ and/or the 1967 Protocol 6/ relating to the Status of Refugees,

Welcoming the valuable support extended by Governments to the Office of the High Commissioner in carrying out its humanitarian tasks,

Noting with concern that refugee protection continues to be seriously jeopardized in many States, including through expulsion, refoulement and other threats to the physical security, dignity and well-being of refugees,

Commending the Office of the High Commissioner for its efforts to continue to address the special problems and needs of refugee and displaced women and children, who in many cases are exposed to a variety of difficult situations affecting their physical and legal protection as well as their psychological and material well-being,

Emphasizing the need for States to assist, on as wide a basis as possible, the efforts of the Office of the High Commissioner in its search for durable and timely solutions to the problems of refugees based on new approaches that meet the current size and characteristics of these problems and are built on respect for fundamental human rights and basic internationally agreed protection principles and concerns,

Aware of the need for the international community to continue to provide adequate resettlement opportunities for those refugees for whom no other durable solution is in sight,

Commending those States which, despite severe economic and development problems of their own, continue to admit large numbers of refugees and displaced persons of concern to the Office of the High Commissioner into their territories, and emphasizing the need to share the burden of these States to the maximum extent possible through international assistance, including development-oriented assistance,

Aware also that the application of the principle of international solidarity implies an improved sharing of responsibilities and arrangements between relevant agencies of the United Nations system and other concerned governmental and non-governmental organizations for the financing and implementation of related activities and that such activities need also include specific development assistance to avert new flows of refugees as well as to solve problems of refugees and returnees and areas hosting them,

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5/ United Nations, Treaty Series, vol. 189, No. 2545.

6/ Ibid., vol. 606, No. 8791.

Commending the Office of the High Commissioner and its staff for the dedicated manner in which they discharge their responsibilities, and paying tribute to those staff members who have endangered their lives in the course of their duties,

1. Strongly reaffirms the fundamental nature of the function of the Office of the United Nations High Commissioner for Refugees to provide international protection and the need for States to co-operate fully with the Office in fulfilling this function, in particular by acceding to and fully and effectively implementing the relevant international and regional refugee instruments;

2. Recognizes the urgent need to put all issues related to refugees, asylum-seekers and other migratory flows firmly on the international political agenda, especially in view of the fortieth anniversary of the Office of the High Commissioner and the 1951 Convention relating to the Status of Refugees, and in this connection welcomes initiatives to promote further awareness of and support for the Office, including accessions to this instrument;

3. Calls upon all States to refrain from taking measures that jeopardize the institution of asylum, in particular returning or expelling refugees and asylum-seekers contrary to fundamental prohibitions against these practices, and urges States to ensure proper determination procedures and to continue to give humane treatment and to grant asylum to refugees;

4. Condemns violations of the rights and safety of refugees and asylum-seekers, in particular those perpetrated by military or armed attacks on refugee camps and settlements, forced recruitment into armed forces and other forms of violence, and reiterates the conclusions on military and armed attacks on refugee camps and settlements adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees at its thirty-eighth session; 7/

5. Calls upon States to give high priority to the rights of refugee children and to their survival, protection and development as reflected in the Convention on the Rights of the Child 8/ and in the World Declaration on the Survival, Protection and Development of Children and the Plan of Action for Implementing the World Declaration on the Survival, Protection and Development of Children in the 1990s, 9/ adopted by the World Summit for Children in New York on 30 September 1990;

6. Endorses the High Commissioner's policy on refugee women, which provides for the integration of refugee women into all the programmes of the Office of the High Commissioner, as well as the conclusion on refugee women and international

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7/ Official Records of the General Assembly, Forty-second Session, Supplement No. 12A (A/42/12/Add.1), para. 206.

8/ Resolution 44/25, annex.

9/ A/45/625, annex.

protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session; 10/

7. Urges States, relevant agencies of the United Nations system and other international intergovernmental and non-governmental organizations to support the implementation of the policy on refugee women through their own efforts;

8. Recognizes the importance of attaining durable solutions to refugee problems and, in particular, the need to address in this process the root causes of refugee movements in order to avert new flows of refugees and to facilitate the solution of existing problems;

9. Underlines the concept of State responsibility particularly as it relates to the countries of origin, including addressing root causes and facilitating voluntary repatriation and the return of their nationals who are not refugees;

10. Urges all States to support the Office of the High Commissioner in its efforts to search for durable solutions to the problem of refugees and displaced persons of concern to the Office, primarily through voluntary repatriation or return, which remain the most desirable solution to the problem of refugees, or, wherever appropriate, through integration into countries of asylum or through resettlement in third countries;

11. Welcomes the decision of the Executive Committee of the Programme of the High Commissioner at its extraordinary session in May 1990 to adopt the report of the Temporary Working Group 11/ established by the Executive Committee at its fortieth session, and calls upon all parties concerned to continue to implement the recommendations contained in that report;

12. Endorses the decisions on administrative and financial matters adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, 12/ and notes with satisfaction the efforts under way to find an appropriate mechanism that will address the need of the High Commissioner to have a higher degree of flexibility to ensure funding of ongoing needs under approved general programmes and of initial emergency needs under special programmes pending the receipt of contributions pledged;

13. Calls upon the High Commissioner to sustain his efforts in assuring greater inter-agency co-operation in responding to the needs of refugees and, in particular, in seeking to complement the Office's humanitarian endeavours with development initiatives from specialized agencies so as to attain, in an effective

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10/ Official Records of the General Assembly, Forty-fifth Session, Supplement No. 12A (A/45/12/Add.1), para. 23.

11/ A/AC.96/742.

12/ Official Records of the General Assembly, Forty-fifth Session, Supplement No. 12A (A/45/12/Add.1), para. 29.

and efficient manner, further and more concrete results towards achieving durable solutions, and calls also upon the member Governments to support these efforts in the governing bodies of these agencies;

14. Welcomes Economic and Social Council resolution 1990/78 of 27 July 1990, in which, inter alia, the Council requested the Secretary-General, within existing resources, to initiate, with a view to recommending ways of maximizing co-operation and co-ordination among the various organizations of the United Nations system, a system-wide review to assess the experience and capacity of these organizations in the co-ordination of assistance to all refugees, displaced persons and returnees, and the full spectrum of their needs, in supporting the efforts of the affected countries, and to report on the results to the Economic and Social Council at its second regular session of 1991;

15. Endorses the conclusion on the note on international protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, 13/ in which, in particular, the Executive Committee recognized the importance of human rights and humanitarian principles and recognized that the current size and characteristics of the refugee and asylum problem necessitate appropriate reassessment of international responses to the problem to date, with a view to developing comprehensive approaches to meet present realities, and at the same time noted the difference between refugees and persons seeking to migrate for economic and related reasons;

16. Also endorses, with these objectives in mind, the conclusion on solutions and protection adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, 14/ in which the Executive Committee noted the establishment of the Working Group on Solutions and Protection, which will present a report to the Executive Committee at its forty-second session;

17. Further endorses the conclusions of the Executive Committee of the Programme of the High Commissioner at its forty-first session on the implementation of the Comprehensive Plan of Action for Indo-Chinese Refugees 15/ and on repatriation to Cambodia, 16/ welcomes the decision of the Secretary-General to designate the High Commissioner as his Special Representative to co-ordinate efforts with all parties concerned to promote the phased and orderly return of non-refugees in a manner that is fully compatible with the humanitarian mandate of his Office and under conditions of safety and dignity, and requests the Secretary-General to continue to monitor closely the progress towards the implementation of these conclusions and to report to the General Assembly at its forty-sixth session;

13/ Ibid., para. 21.

14/ Ibid., para. 22.

15/ Ibid., para. 25.

16/ Ibid., para. 26.

18. Endorses the conclusions on the International Conference on Central American Refugees 17/ and on the situation of refugees in Africa, 18/ adopted by the Executive Committee of the Programme of the High Commissioner at its forty-first session, and calls upon the Office of the High Commissioner and all other parties concerned to continue their efforts in implementing these conclusions;

19. Expresses deep appreciation for the valuable material and humanitarian response of receiving countries, in particular those developing countries which, despite limited resources, continue to admit large numbers of refugees and asylum-seekers on a permanent or temporary basis;

20. Urges the international community, including non-governmental organizations, in accordance with the principle of international solidarity and in the spirit of burden-sharing, to continue to assist the countries referred to in paragraph 19 above and the High Commissioner in order to enable them to cope with the additional burden that the care for refugees and asylum-seekers represents;

21. Calls upon all Governments to contribute to the High Commissioner's programmes and, taking into account the need to achieve greater burden-sharing among donors, to assist the High Commissioner in securing additional and timely income from traditional governmental sources, other Governments and the private sector in order to ensure that the needs of refugees, returnees and displaced persons of concern to the Office of the High Commissioner are met.

68th plenary meeting
14 December 1990

B

The General Assembly,

Recalling its resolutions 1166 (XII) of 26 November 1957, 2956 B (XXVII) of 12 December 1972, 3271 B (XXIX) of 10 December 1974 and 35/41 B of 25 November 1980 in connection with the Emergency Fund of the United Nations High Commissioner for Refugees,

Noting with appreciation the work of the Executive Committee of the Programme of the United Nations High Commissioner for Refugees in relation to the funding and administration of programmes and projects, including those aimed at responding to emergency situations,

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17/ Ibid., para. 27.

18/ Ibid., para. 28.

Authorizes the Executive Committee of the Programme of the United Nations High Commissioner for Refugees to determine in future the terms and conditions for the operation of the Emergency Fund of the United Nations High Commissioner for Refugees.

68th plenary meeting
14 December 1990

UNITED
NATIONS

A

General Assembly

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20 February 1991

Forty-fifth session
Agenda item 107

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/45/763)]

45/141. International Conference on Central American Refugees

The General Assembly,

Recalling its resolutions 42/1 of 7 October 1987, 42/110 of 7 December 1987, 42/204 of 11 December 1987, 42/231 of 12 May 1988, 43/118 of 8 December 1988 and 44/139 of 15 December 1989,

Recalling also that the International Conference on Central American Refugees is related to the initiative of the Central American Presidents expressed in the procedures for the establishment of a firm and lasting peace in Central America concluded at the Esquipulas II summit meeting in August 1987, 1/ as indicated in the San Salvador communiqué on the Central American refugees, of 9 September 1988, 2/

Recognizing the importance and validity of the Declaration of the International Conference on Central American Refugees, 3/ held at Guatemala City from 29 to 31 May 1989, and especially of the framework contained in the Concerted Plan of Action in favour of Central American Refugees, Returnees and Displaced Persons, adopted by the Conference, 3/

1/ A/42/521-S/19085, annex.

2/ A/C.3/43/6, annex.

3/ See A/44/527 and Corr.1 and 2, annex.

Noting the establishment of the national and international follow-up mechanisms contemplated in the Concerted Plan of Action,

Taking into account that the Conference has become an integral part of the Special Plan of Economic Co-operation for Central America, 4/ as referred to in General Assembly resolution 42/231, thus responding to the needs of refugees, returnees and displaced persons,

Recalling the important declarations of support for the Conference process and its objectives contained in the communiqués issued by the Central American Presidents following the summit meetings at Tela, Honduras, on 7 August 1989, Montelimar, Nicaragua, on 3 April 1990, and Antigua, Guatemala, on 17 June 1990; in General Assembly resolution 44/139 and in resolution 1021 (XIX-O/89) of the General Assembly of the Organization of American States; in the conclusion adopted by the Executive Committee of the Programme of the United Nations High Commissioner for Refugees on the Guatemala Declaration and the Concerted Plan of Action; 5/ and, lastly, in the communiqué of the meeting between the Ministers for Foreign Affairs of the countries of the European Community and of Central America, 6/ held at Dublin on 9 and 10 April 1990,

Noting the generous support provided by the countries participating in the First International Meeting of the Follow-Up Committee of the International Conference for the proposals presented at the Meeting by the Central American countries, Belize and Mexico,

Convinced that peace, development and democracy are essential in order to solve the problem of uprooted populations in the region,

Recognizing the valuable co-operation of the Secretary-General, the Office of the United Nations High Commissioner for Refugees and the United Nations Development Programme with the affected countries through the Joint Support Unit of the Conference to ensure the follow-up of the Concerted Plan of Action and the proper implementation of the objectives and proposals contained therein,

Noting with satisfaction the progress made in the region through dialogue and national reconciliation, which contribute to the consolidation of peace and the strengthening of democratic processes,

1. Takes note of the report of the Secretary-General 7/ and the report of

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4/ A/42/949, annex.

5/ Official Records of the General Assembly, Forty-fourth Session, Supplement No. 12A (A/44/12/Add.1), para. 28.

6/ A/44/944-S/21282, annex II.

7/ A/45/450.

the United Nations High Commissioner for Refugees relating to the International Conference on Central American Refugees; 8/

2. Welcomes with satisfaction the meetings held by the Follow-Up Committee established by the Conference as the mechanism provided in the Concerted Plan of Action in favour of Central American Refugees, Returnees and Displaced Persons, and encourages further meetings with a view to the effective follow-up of activities related to the implementation of plans and projects in favour of displaced persons of the Central American region;

3. Recognizes the efforts made by the affected countries to establish conditions conducive to resolving the problem of uprooted populations in the region;

4. Urges the affected countries, according to their capacities, to strengthen their efforts to deal with the problem of refugees, returnees and displaced persons and to adapt the solutions to national and regional development plans and programmes and to action aimed, specifically, at eradicating extreme poverty;

5. Agrees on the need for projects in favour of refugees, returnees and displaced persons to promote, inter alia:

(a) The participation of women;

(b) The physical and intellectual development of children;

(c) The preservation of ethnic and cultural values;

(d) The protection of the environment;

6. Reaffirms its conviction that the voluntary repatriation of refugees and the return of displaced persons to their countries or communities of origin is one of the most positive signs of the progress of peace in the region;

7. Expresses its conviction that the process of return to and reintegration in the countries and communities of origin should take place in conditions of dignity and security and with the necessary guarantees to ensure that the affected populations are included in the respective national development plans;

8. Reaffirms the validity of the Concerted Plan of Action as a framework for solving the problems posed in the affected countries by the massive presence of uprooted populations of the Central American region, while recognizing that it constitutes only an initial response to the many problems to which uprootedness gives rise;

8/ See Official Records of the General Assembly, Forty-fifth Session, Supplement No. 12 (A/45/12), and ibid., Supplement No. 12A (A/45/12/Add.1), para. 27.

9. Expresses its appreciation for the resources committed to finance the proposals submitted by the Governments of Central America, Belize and Mexico at the First International Meeting of the Follow-Up Committee, and welcomes with satisfaction the willingness expressed by the Follow-Up Committee to give favourable consideration to future projects submitted by the affected countries within the Conference framework and to explore all possible sources for funding them;

10. Stresses in particular the need to support the Office of the United Nations High Commissioner for Refugees and the United Nations Development Programme in the discharge of the special function assigned to them by the Secretary-General within the framework of the International Support and Verification Commission in order to provide them with the resources required for assistance for and voluntary repatriation and reintegration of members of the Nicaraguan resistance and their families, as well as of the Nicaraguan refugees being repatriated voluntarily;

11. Urges Member States and organs, specialized agencies and other organizations of the United Nations system, as well as regional and subregional organizations and intergovernmental and non-governmental organizations involved in humanitarian tasks in favour of the Central American refugees, returnees and displaced persons, to continue and increase their assistance to and support for the responsible authorities of the affected countries in the implementation and follow-up of the guidelines, goals and objectives of the Concerted Plan of Action, and expresses its gratitude to all the national and international organizations engaged in assistance to the uprooted populations and in the development of the region;

12. Requests the Secretary-General, the Office of the High Commissioner and the United Nations Development Programme to continue their support for the affected countries in the implementation of the Concerted Plan of Action, especially through the activities of the Joint Support Unit of the Conference;

13. Urges the responsible authorities to continue and strengthen measures to ensure the efficient implementation of the proposed programmes;

14. Stresses the importance of strengthening and developing the follow-up and promotion mechanisms established under the Concerted Plan of Action, in particular the support groups, in order to ensure co-ordination and co-operation between all the parties involved, and calls upon the Governments of the region to take the necessary measures to facilitate this process;

15. Recognizes the importance of the role played by non-governmental organizations, as well as by the affected populations, in identifying their needs and participating in the planning and execution of projects in co-ordination with national committees and in accordance with the Concerted Plan of Action, and urges them to continue in this humanitarian and non-political endeavour;

16. Requests the Secretary-General, in collaboration with the High Commissioner, to submit to the General Assembly at its forty-sixth session a report on the implementation of the present resolution.

68th plenary meeting
14 December 1990

UNITED
NATIONS

A

General Assembly

Distr.
GENERAL

A/RES/45/142
21 February 1991

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Agenda item 109

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/45/765)]

45/142. Report of the Committee against Torture and status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment

The General Assembly,

Recalling article 5 of the Universal Declaration of Human Rights 1/ and article 7 of the International Covenant on Civil and Political Rights, 2/ both of which provide that no one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment,

Recalling also the Declaration on the Protection of All Persons from Being Subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, adopted by the General Assembly in its resolution 3452 (XXX) of 9 December 1975,

Recalling further its resolution 39/46 of 10 December 1984, by which it adopted and opened for signature, ratification and accession the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and called upon all Governments to consider signing and ratifying the Convention as a matter of priority, as well as its subsequent resolutions on the status of the Convention,

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1/ Resolution 217 A (III).

2/ See resolution 2200 A (XXI), annex.

most recently its resolution 44/144 of 15 December 1989, as well as the Commission on Human Rights resolutions on the subject, most recently resolution 1990/28 of 2 March 1990, 3/

Mindful of the relevance, for the eradication of torture and other cruel, inhuman or degrading treatment or punishment, of the Code of Conduct for Law Enforcement Officials 4/ and of the Principles of Medical Ethics relevant to the role of health personnel, particularly physicians, in the protection of prisoners and detainees against torture and other cruel, inhuman or degrading treatment or punishment, 5/

Recalling the adoption of the Body of Principles for the Protection of All Persons under Any Form of Detention or Imprisonment, 6/

Seriously concerned about the alarming number of reported cases of torture and other cruel, inhuman or degrading treatment or punishment taking place in various parts of the world,

Determined to promote the full implementation of the prohibition, under international and national law, of the practice of torture and other cruel, inhuman or degrading treatment or punishment,

Taking note of the decision of the Commission on Human Rights, in its resolution 1990/34 of 2 March 1990 3/ to extend for two years the mandate of the Special Rapporteur to examine questions relevant to torture,

1. Welcomes the report of the Committee against Torture; 7/

2. Takes note of the report of the Secretary-General on the status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment; 8/

3/ See Official Records of the Economic and Social Council, 1990, Supplement No. 2 and corrigendum (E/1990/22 and Corr.1), chap. II, sect. A.

4/ Resolution 34/169, annex.

5/ Resolution 37/194, annex.

6/ Resolution 43/173, annex.

7/ Official Records of the General Assembly, Forty-fifth Session, Supplement No. 44 and corrigendum (A/45/44 and Corr.1).

8/ A/45/405.

3. Stresses the importance of strict adherence by States parties to the obligations under the Convention regarding the financing of the Committee against Torture, thus enabling it to carry out in an effective and efficient manner all the functions entrusted to it under the Convention, so as to ensure the long-term viability of the Committee as an essential mechanism for overseeing the effective implementation of the provisions of the Convention;

4. Welcomes the attention that the Committee against Torture has given to the development of an effective system of reporting on the implementation of the Convention by States parties, and especially its revision of its general guidelines for the submission of initial reports by States parties;

5. Welcomes also the continuing close contacts and exchange of information, reports and documents between the Committee against Torture and the Special Rapporteur of the Commission on Human Rights on questions relating to torture;

6. Requests the Secretary-General to ensure the provision of appropriate staff and facilities for the effective performance of the functions of the Committee against Torture;

7. Reiterates its request to all States to become parties to the Convention as a matter of priority;

8. Once again invites all States, upon ratification of or accession to the Convention, or subsequently, to consider the possibility of making the declarations provided for in articles 21 and 22 of the Convention;

9. Also requests the Secretary-General to submit to the Commission on Human Rights at its forty-seventh session and to the General Assembly at its forty-sixth session a report on the status of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;

10. Decides to consider the report of the Secretary-General at its forty-sixth session under the item entitled "Torture and other cruel, inhuman or degrading treatment or punishment".

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14 December 1990

UNITED
NATIONS

A

General Assembly

Distr.
GENERAL

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RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/45/765)]

45/143. United Nations Voluntary Fund for Victims of Torture

The General Assembly,

Recalling article 5 of the Universal Declaration of Human Rights, 1/ which states that no one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment,

Recalling also the Declaration on the Protection of All Persons from Being Subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 2/

Recalling with satisfaction the entry into force on 26 June 1987 of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 3/

Recalling its resolution 36/151 of 16 December 1981, in which it noted with deep concern that acts of torture took place in various countries, recognized the need to provide assistance to the victims of torture in a purely humanitarian spirit and established the United Nations Voluntary Fund for Victims of Torture,

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1/ Resolution 217 A (III).

2/ Resolution 3452 (XXX), annex.

3/ Resolution 39/46, annex.

Alarmed at the widespread occurrence of torture and other cruel, inhuman or degrading treatment or punishment,

Convinced that the struggle to eliminate torture includes the provision of assistance in a humanitarian spirit to the victims and members of their families,

Taking note of the report of the Secretary-General, 4/

1. Expresses its gratitude and appreciation to the Governments, organizations and individuals that have already contributed to the United Nations Voluntary Fund for Victims of Torture;

2. Calls upon all Governments, organizations and individuals in a position to do so to respond favourably to requests for initial as well as further contributions to the Fund;

3. Invites Governments to make contributions to the Fund, preferably on a regular basis, in order to enable the Fund to provide continuous support to projects that depend on recurrent grants;

4. Expresses its appreciation to the Governments that pledged a contribution to the Fund at the 1990 United Nations Pledging Conference for Development Activities;

5. Requests the Secretary-General to continue to include the Fund on an annual basis among the programmes for which funds are pledged at the United Nations Pledging Conference for Development Activities;

6. Expresses its appreciation to the Board of Trustees of the Fund for the work it has carried out;

7. Also expresses its appreciation to the Secretary-General for the support given to the Board of Trustees of the Fund by carrying out its decisions on an increasing number of projects;

8. Requests the Secretary-General to make use of all existing possibilities, including the preparation, production and dissemination of information materials, to assist the Board of Trustees of the Fund in its efforts to make the Fund and its humanitarian work better known and in its appeal for contributions.

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14 December 1990

4/ A/45/633.

UNITED
NATIONS

A

General Assembly

Distr.
GENERAL

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Agenda item 109

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

[on the report of the Third Committee (A/45/765)]

45/144. Torture and inhuman treatment of children in detention in South Africa

The General Assembly,

Recalling its resolution 44/143 of 15 December 1989, and taking note of Commission on Human Rights resolution 1990/11 of 23 February 1990, 1/

Recalling also the relevant provisions of the Declaration on the Protection of All Persons from Being Subjected to Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 2/ the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 3/ and the Declaration on the Rights of the Child, 4/

Welcoming the entry into force of the Convention on the Rights of the Child 5/ and the results of the World Summit for Children, in particular the adoption on

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1/ See Official Records of the Economic and Social Council, 1990, Supplement No. 2 and corrigendum (E/1990/22 and Corr.1), chap. II, sect. A.

2/ Resolution 3452 (XXX), annex.

3/ Resolution 39/46, annex.

4/ Resolution 1386 (XIV).

5/ Resolution 44/25, annex.

30 September 1990 of the World Declaration on the Survival, Protection and Development of Children and the Plan of Action for Implementing the World Declaration on the Survival, Protection and Development of Children in the 1990s, 6/

Taking note of the report of the Secretary-General 7/ and in particular of the condemnation expressed therein by the Ad Hoc Working Group of Experts on Southern Africa of the Commission on Human Rights with regard to the lack of government concern for the violation of the human rights of the children of South Africa in matters of freedom of movement and the right to education and health, 8/

1. Expresses its profound outrage at evidence of detention, torture and inhuman treatment of children in South Africa;

2. Vigorously condemns the apartheid racist régime for the continued detention, torture and inhuman treatment of children in South Africa;

3. Reiterates its demand for the immediate and unconditional release of all children held in detention by the apartheid régime in South Africa;

4. Reiterates its appeal to all relevant United Nations bodies, specialized agencies and non-governmental organizations to intensify the world-wide campaign aimed at drawing attention to, monitoring and exposing these inhuman practices;

5. Requests the Commission on Human Rights to continue to pay special attention to the question of detention, torture and other inhuman treatment of children in South Africa;

6. Requests the Secretary-General to submit a report to the General Assembly at its forty-sixth session on the implementation of the present resolution;

7. Decides to consider this question at its forty-sixth session under the item entitled "Torture and other cruel, inhuman or degrading treatment or punishment".

68th plenary meeting
14 December 1990

6/ A/45/625, annex.

7/ A/45/615.

8/ Ibid., para. 8 (para. 229 of the quoted text).